



09/773,307 *Spencer* *9*  
PATENT *1-6*

Case Docket No. MSHIM6.001AUS  
Date: July 17, 20001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Toru Egashira, et al.  
App. No. : 09/773,307  
Filed : January 31, 2001  
For : METHOD OF DETECTING  
RISK FACTOR FOR ONSET  
OF DIABETES

I hereby certify that this correspondence and all  
marked attachments are being deposited with the  
United States Postal Service as first class mail in  
an envelope addressed to Assistant Commissioner  
for Patents, Washington, D.C. 20231, on

July 17, 2001

(Date)

*Daniel E. Altman*  
Daniel E. Altman, Reg. No. 34,115

Group Art Unit : Unknown

07/24/2001 SDIRETA1 00000024 09773307

04 FC:115

110.00 DP

TRANSMITTAL LETTER

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

ATTENTION: BOX MISSING PARTS

Dear Sir:

In response to the Notice to File Missing Parts of Application Under 37 CFR 1.53(f),  
which was mailed by the Office on May 9, 2001, enclosed are:

- (X) A Declaration and Power of Attorney.
- (X) English translation of the specification and a statement that the translation is accurate.
- (X) Formal drawing in fifteen (15) pages.
- (X) An extension of time to respond for 1 month is hereby requested. Time Extension Fee:  
\$110 large entity
- (X) A Notice to File Missing Parts.
- (X) Return prepaid postcard.
- (X) Fees as calculated below:

FILING FEE		\$ 710
FEE FOR EXTENSION OF TIME (LARGE ENTITY)	1 month	\$ 110
SURCHARGE 37 CFR 1.16(e)		\$ + 130
SURCHARGE 37 CFR 1.17(i)		\$ 130
TOTAL FEES SUBMITTED HEREWITH		\$ 1,080

Case Docket No. MSHIM6.001AUS

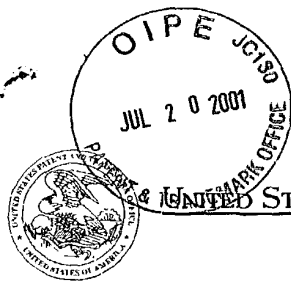
Date: July 17, 20001

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- (X) A check in the amount of \$1,080.00 to cover the above fees is enclosed.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment, to Account No. 11-1410.



Daniel E. Altman  
Registration No. 34,115  
Attorney of Record



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D. C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/773,307	01/31/2001	Toru Egashira	MSHIM6.001AUS

CONFIRMATION NO. 2546

20995  
KNOBBE MARTENS OLSON & BEAR LLP  
620 NEWPORT CENTER DRIVE  
SIXTEENTH FLOOR  
NEWPORT BEACH, CA 92660

## FORMALITIES LETTER



\*OC000000006056194\*

Date Mailed: 05/09/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/24/2001 SDIRETA1 00000024 09773307

FILED UNDER 37 CFR 1.53(b)

01 FC:101	710.00 OP
02 FC:105	130.00 OP
03 FC:139	130.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- **The balance due by applicant is \$ 970.**
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing figures contain text that is not in English (including, for example, a flow

chart that was originally not in English that has been marked up to include the English text) see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1);

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice **MUST** be returned with the reply.*

*HS*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

2001年 7月10日 19時11分

M. SHIMURA PAT.

No. 8106 P. 2/2

MSHIM6.001AUS

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicant	:	Toru Egashira	)	Group Art Unit Unknown
Appl. No.	:	09/773,307	)	
Filed	:	January 31, 2001	)	
For	:	METHOD OF DETECTING RISK FACTOR FOR ONSET OF DIABETES	)	
Examiner	:	Unknown	)	

STATEMENT PURSUANT TO RULE 1.52(d)

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

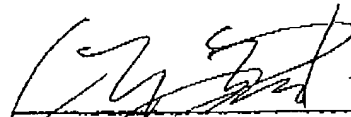
I, Mitsuharu Shimura, of SHIMURA PATENT AND TRADEMARK ATTORNEYS, 9-3, Sakuragaoka, -cho, Shibuya-ku, Tokyo 150-0031, Japan, do solemnly and sincerely declare that I understand well both the Japanese and English languages and accurate translation of the Japanese language document filed on January 31, 2001 as application number 09/773,307.

Respectfully submitted,

SHIMURA PATENT AND  
TRADEMARK ATTORNEYS

Dated: July 5, 2001

By:

  
Mitsuharu Shimura

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